

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

CROWN CASTLE USA INC., et al.,

Plaintiffs,

05-CV-6163

v.

ORDER

FRED A. NUDD CORPORATION, et al.,

Defendant.

Having been advised by the remaining parties to this action that a settlement on all remaining claims is forthcoming, and having received no valid objection to this Court's dismissal of this action, this Court finds that its involvement is no longer necessary to the resolution of this case. Accordingly, this case is now hereby dismissed with prejudice.¹ The Court will retain jurisdiction for the purpose of effectuating any settlement.

ALL OF THE ABOVE IS SO ORDERED.

s/Michael A. Telesca
MICHAEL A. TELESCA
United States District Judge

Dated: Rochester, New York
November 10, 2011

¹The parties are reminded that this case has been pending for nearly seven years.